

Message

From: Spalding, Susan [Spalding.Susan@epa.gov]
Sent: 11/13/2017 6:02:44 PM
To: Bob Patton [bob.patton@tceq.texas.gov]; Atagi, Tracy [Atagi.Tracy@epa.gov]; Luschek, Robert [Luschek.Robert@epa.gov]; Shah, Harry [Shah.Harry@epa.gov]
CC: Jones, Bruce [Jones.Bruce@epa.gov]; Fruitwala, Kishor [Fruitwala.Kishor@epa.gov]
Subject: FW: Thermaldyne Meeting Preparation

Sharing the feedback received from Thermaldyne in preparation for our meeting tomorrow.

Susan Spalding, Associate Director
Hazardous Waste Branch
EPA Region 6
(214) 665-8022

From: Kyle Beall [mailto:kyle@beall.law]
Sent: Thursday, November 09, 2017 3:05 PM
To: Spalding, Susan <Spalding.Susan@epa.gov>
Cc: Jones, Bruce <Jones.Bruce@epa.gov>; Fruitwala, Kishor <Fruitwala.Kishor@epa.gov>; jones.bruce@epa.gov
Subject: RE: Thermaldyne Meeting Preparation

Susan,

Thanks for the good questions in anticipation of our meeting on Tuesday. I have provided answers (in bold) below to each question. Please let me know if you need anything further prior to our meeting. We will check in on 7th floor as requested.

We did not find a Channel Refinery – can you be more specific about the facility? **Yes, the “Channel Biorefinery and Terminals” facility is located at 13605 Industrial Road in Houston, Texas. It is located in an industrial park near the Houston Ship Channel. The RN No. in the TCEQ Central Registry is RN101057982.**

Is Thermaldyne only pursuing operations in Texas at this point? Nothing in LA? **Thermaldyne is still pursuing a fixed-site facility in Louisiana and is still working with LDEQ toward that goal.**

Is the facility they are planning to purchase a permitted facility? **Thermaldyne is considering purchasing a petroleum refinery (SIC 2911) such as the Channel refinery referenced above. They are considering other currently-operational facilities (including RCRA-permitted facilities) in Texas as well. The Louisiana option is a green-field facility.**

What is the waste they are planning to treat? We assume it is oil bearing hazardous secondary materials but their draft solid waste permit with LDEQ did include other wastes. **In Louisiana, Thermaldyne is only planning to receive OBHSM (primarily refinery tank bottoms and spent catalyst) generated at petroleum refineries (SIC code 2911). The other materials (e.g., drill cuttings) referenced in the prior solid waste permit filed with LDEQ will not be processed or referenced in future permit actions. In Texas, the Channel refinery would be operated as a “topping unit” and also accept OBHSM for processing.**

How will they treat the waste? TDU only? **Waste will not be treated at the refinery. OBHSM will be reclaimed via centrifuge and TDU processes. The reclaimed oil will be reinserted back into a refinery process or processed further at the Channel facility. Channel would also be operated as a petroleum refinery. OBHSM would be one (of several) feedstocks processed at the facility.**

We will have EPA HQ on the line and they can provide an update on DSW and the VRE if you are interested. TCEQ will also be on the line. **We are very much interested in an update on the VRE and appreciate the participation of EPA HQ and TCEQ.**

It would also be helpful to know who is attending the meeting in our offices on Tuesday so we can get the names to the security desk. **Kyle Beall, Richard Cates, Brooks Ray will attend on behalf of Thermaldyne.**

Kyle

KYLE B. BEALL
ATTORNEY AT LAW

628 North Boulevard
Baton Rouge, LA 70802
tel: 225-336-8450
cel: 225-772-0472

kyle@beall.law

www.Beall.Law

CONFIDENTIALITY STATEMENT

This electronic message contains information from Kyle B. Beall, Attorney at Law, LLC and is confidential or privileged. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this message is prohibited. If you have received this electronic message in error, please notify us immediately by telephone at (225)336-8450.

From: Spalding, Susan [<mailto:Spalding.Susan@epa.gov>]

Sent: Wednesday, November 08, 2017 2:54 PM

To: Kyle Beall

Cc: Jones, Bruce; Fruitwala, Kishor

Subject: Thermaldyne Meeting Preparation

Kyle – we had a few questions in preparation for our meeting next Tuesday. If you can provide answers in advance that would be great.

We did not find a Channel Refinery – can you be more specific about the facility?

Is Thermaldyne only pursuing operations in Texas at this point? Nothing in LA?

Is the facility they are planning to purchase a permitted facility?

What is the waste they are planning to treat? We assume it is oil bearing hazardous secondary materials but their draft solid waste permit with LDEQ did include other wastes.

How will they treat the waste? TDU only?

We will have EPA HQ on the line and they can provide an update on DSW and the VRE if you are interested. TCEQ will also be on the line.

It would also be helpful to know who is attending the meeting in our offices on Tuesday so we can get the names to the security desk. Please check in with the 7th floor reception when you arrive. Thanks Kyle.

Susan Spalding, Associate Director
Hazardous Waste Branch
EPA Region 6
(214) 665-8022